

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD
OF THE
One Hundred And Thirteenth Legislature
OF THE
State Of Maine

VOLUME I
FIRST REGULAR SESSION
December 3, 1986 to May 22, 1987

The House was called to order by the Speaker.

The following items appearing on Supplement No. 1 were taken up out of order by unanimous consent:

PETITIONS, BILLS AND RESOLVES
REQUIRING REFERENCE

The following Bill was received and, upon the recommendation of the Committee on Reference of Bills, was referred to the following Committee, Ordered Printed and Sent up for Concurrence:

Utilities

Bill "An Act to Extend the Life of the 9-1-1 Study Commission" (Emergency) (H.P. 289) (L.D. 374) (Presented by Representative Vose of Eastport)

Ordered Printed.

Sent up for Concurrence.

Reported Pursuant to the Statutes

Representative PARADIS for the Secretary of State, pursuant to Title 29, section 2202 ask leave to submit its findings and report that the accompanying Bill "An Act to Implement Administrative Adjudication of Traffic Infractions" (H.P. 290) (L.D. 375) be referred to the Joint Standing Committee on Judiciary for Public Hearing and printed pursuant to Joint Rule 18.

Was read and with accompanying report ordered placed on file.

Was referred to the Committee on Judiciary, ordered printed and sent up for concurrence.

The Chair laid before the House the following matter: Bill "An Act to Establish a Presidential Primary in Maine" (S.P. 123) (L.D. 328) which was tabled earlier in the day and later today assigned pending reference.

(Came from the Senate, referred to the Committee on Legal Affairs and Ordered Printed.)

Was referred to the Committee on Legal Affairs in concurrence.

(Off Record Remarks)

On motion of Representative Strout of Corinth, Adjourned until Wednesday, February 18, 1987, at nine o'clock in the morning.

STATE OF MAINE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST REGULAR SESSION
JOURNAL OF THE SENATE

In Senate Chamber
Tuesday
February 17, 1987

Senate called to Order by the President.

Prayer by Reverend Norman Shaw of the Church of the Nazarene in Millinocket.

REVEREND SHAW: Our most gracious and wonderful Heavenly Father. We come before You, this morning, beseeching Thy wisdom and grace and ask for Your blessing upon this Senate of our great State of Maine. Bless our Governor, our Senate President, the Speaker of the House, all the Legislators and Senators and all of the residents of our great State of Maine. We ask that in the name of Christ our Lord. Amen.

Reading of the Journal of Wednesday, February 11, 1987.

Off Record Remarks

PAPERS FROM THE HOUSE

House Papers

Bill "An Act in Support of Statewide Music Lending Services"

H.P. 261 L.D. 344

Comes from the House referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED.

Which was referred to the Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS and ORDERED PRINTED, in concurrence.

Bill "An Act to Impose Liability and Financing Responsibility for Injuries to Patients Consequent to Review Decisions by 3rd-party Payors"

H.P. 262 L.D. 345

Comes from the House referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED.

Which was referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED, in concurrence.

Bill "An Act to Repeal Certain Statutes Relating to Continued Group Health Insurance Coverage"

H.P. 260 L.D. 343

Comes from the House referred to the Committee on BANKING AND INSURANCE and ORDERED PRINTED.

On motion by Senator DUTREMBLE of York, referred to the Committee on LABOR and ORDERED PRINTED in NON-CONCURRENCE.

Sent down for concurrence.

LEGISLATIVE RECORD - SENATE, FEBRUARY 17, 1987

Bill "An Act to Amend the Law Regarding the Medical Certificate Filed After Death"

H.P. 263 L.D. 346

Bill "An Act to Provide for a Prospective Payment System for State Reimbursement of Boarding Care Facilities with More than 6 Beds, to Allow for Periodic Cost-of-living Adjustments and for Other Purposes"

H.P. 266 L.D. 349

Come from the House referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED.

Which were referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED, in concurrence.

Bill "An Act to Exempt Directors of Credit Unions from Liability on Certain Matters"

H.P. 255 L.D. 338

Bill "An Act to Aid in Enforcement of Child Support Payments"

H.P. 258 L.D. 341

Come from the House referred to the Committee on JUDICIARY and ORDERED PRINTED.

Which were referred to the Committee on JUDICIARY and ORDERED PRINTED, in concurrence.

Bill "An Act to Amend the Law to Allow Security Officers to be on Duty for Dances at Which Minors are Admitted"

H.P. 257 L.D. 340

Bill "An Act Concerning the Drafting of Ballot Questions"

H.P. 264 L.D. 347

Come from the House referred to the Committee on LEGAL AFFAIRS and ORDERED PRINTED.

Which were referred to the Committee on LEGAL AFFAIRS and ORDERED PRINTED, in concurrence.

Bill "An Act to Strengthen Local Planning Abilities Through Regional Councils"

H.P. 259 L.D. 342

Comes from the House referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED.

On motion by Senator CLARK of Cumberland, referred to the Committee on APPROPRIATION AND FINANCIAL AFFAIRS and ORDERED PRINTED in NON-CONCURRENCE.

Sent down for concurrence.

Bill "An Act to Increase the Tax Exemption on Church Parsonages"

H.P. 265 L.D. 348

Comes from the House referred to the Committee on TAXATION and ORDERED PRINTED.

Which was referred to the Committee on TAXATION and ORDERED PRINTED, in concurrence.

Bill "An Act to Make Changes in the Laws Governing Public Utilities"

H.P. 256 L.D. 339

Comes from the House referred to the Committee on UTILITIES and ORDERED PRINTED.

Which was referred to the Committee on UTILITIES and ORDERED PRINTED, in concurrence.

Off Record Remarks

COMMUNICATIONS

The Following Communication: S.P. 136

COMMITTEE ON AGRICULTURE

ONE HUNDRED AND THIRTEENTH LEGISLATURE

February 9, 1987

Senator Charles P. Pray, Chairman

Legislative Council

State House

Augusta, ME 04333

Dear Senator Pray:

The Joint Standing Committee on Agriculture is pleased to submit the following report of our review of the Farm and Open Space Law pursuant to authorization by the Legislative Council. We hope you will find this report useful in considering opportunities to make the present law more effective in its application.

Sincerely,
S/Sen. Zachary Matthews
Senate Chair
S/Rep. Robert Tardy
House Chair

Which was READ and with Accompanying Papers ORDERED PLACED ON FILE.

Sent down for concurrence.

SENATE PAPERS

Bill "An Act to Provide a Subsidy for Victims of Alzheimer's Disease with Funds Collected as Sales Tax on Construction of the State Subsidized Residential Care and Treatment Facility for These Victims"

S.P. 134 L.D. 370

Presented by Senator BUSTIN of Kennebec

Cosponsored by: Senator DOW of Kennebec, Senator GILL of Cumberland, Representative DELLERT of Gardiner

Committee on APPROPRIATIONS AND FINANCIAL AFFAIRS suggested and ORDERED PRINTED.

On motion by Senator GAUVREAU of Androscoggin, referred to the Committee on HUMAN RESOURCES and ORDERED PRINTED.

Sent down for concurrence.

Bill "An Act to Amend the State Employees Labor Relations Act by Allowing 3-year Labor Contracts" (Emergency)

S.P. 135 L.D. 371

Presented by Senator CLARK of Cumberland

Cosponsored by: Senator PERKINS of Hancock, Representative DIAMOND of Bangor, Representative MURPHY of Kennebunk

Which was referred to the Committee on LABOR and ORDERED PRINTED.

Sent down for concurrence.

COMMITTEE REPORTS

House

Leave to Withdraw

The following Leave to Withdraw Report shall be placed in the Legislative Files without further action pursuant to Rule 15 of the Joint Rules:

Bill "An Act to Allow the Public Utilities Commission to Incorporate into its Rules Certain Federal Rules when Amended in the Future"

H.P. 34 L.D. 35

ORDERS OF THE DAY

The Chair laid before the Senate the Tabled and Specially Assigned matter:

RESOLUTION MAKING APPLICATION TO CONGRESS CALLING A CONSTITUTIONAL CONVENTION TO PROPOSE AN AMENDMENT TO THE FEDERAL CONSTITUTION TO REQUIRE A BALANCED FEDERAL BUDGET

H.P. 250 L.D. 323

Tabled - February 11, 1987, by Senator DUTREMBLE of York.

Pending - REFERENCE

(In House, February 10, 1987, referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED.)

Which was referred to the Committee on STATE AND LOCAL GOVERNMENT and ORDERED PRINTED, in concurrence.

Off Record Remarks

Senator ANDREWS of Cumberland was granted unanimous consent to address the Senate off the Record.

On motion by Senator DUTREMBLE of York, ADJOURNED until Wednesday, February 18, 1987, at 9:00 in the morning.

ONE HUNDRED AND THIRTEENTH MAINE LEGISLATURE
FIRST REGULAR SESSION
18th Legislative Day

Wednesday, February 18, 1987

The House met according to adjournment and was called to order by the Speaker.

Prayer by Reverend Kenneth Baily, First Parish Congregational Church, Yarmouth.

The Journal of Tuesday, February 17, 1987, was read and approved.

Quorum call was held.

SENATE PAPERS

LATER TODAY ASSIGNED

Bill "An Act to Provide a Subsidy for Victims of Alzheimer's Disease with Funds Collected as Sales Tax on Construction of the State Subsidized Residential Care and Treatment Facility for These Victims" (S.P. 134) (L.D. 370)

Came from the Senate, referred to the Committee on Human Resources and Ordered Printed.

(The Committee on Reference of Bills had suggested reference to the Committee on Appropriations and Financial Affairs.)

On motion of Representative Manning of Portland, tabled pending reference and later today assigned.

At this point, a message came from the Senate, borne by Senator CLARK of Cumberland proposing a Convention of both branches of the Legislature to be held at 10:00 o'clock in the Hall of the House for the purpose of extending an invitation to the Honorable Robert L. Woodbury, Chancellor of the University of Maine System, to attend the Joint Convention and make such communication as he may be pleased to make.

Thereupon, the House voted to concur in the proposal for a Joint Convention to be held at 10:00 o'clock and the Speaker appointed Representative DIAMOND of Bangor to convey this message to the Senate.

Subsequently, Representative DIAMOND of Bangor reported that he had delivered the message with which he was charged.

Bill "An Act to Amend the State Employees Labor Relations Act by Allowing 3-year Labor Contracts" (Emergency) (S.P. 135) (L.D. 371)

Came from the Senate, referred to the Committee on Labor and Ordered Printed.

Was referred to the Committee on Labor in concurrence.

Non-Concurrent Matter

Bill "An Act to Strengthen Local Planning Abilities Through Regional Councils" (H.P. 259) (L.D. 342) which was referred to the Committee on State and Local Government in the House on February 11, 1987.

Came from the Senate referred to the Committee on Appropriations and Financial Affairs in non-concurrence.

The House voted to recede and concur.

Non-Concurrent Matter

Bill "An Act to Repeal Certain Statutes Relating to Continued Group Health Insurance Coverage" (H.P. 260) (L.D. 343) which was referred to the Committee on Banking and Insurance in the House on February 11, 1987.